



# California Fair Political Practices Commission

July 24, 1989

Robert L. McWhirk  
659 First Street  
Woodland, CA 95695

Re: Your Request for Advice  
Our File No. A-89-392

Dear Mr. McWhirk:

This letter confirms that your letter accurately states the telephone advice I provided to you on June 27, 1989. Specifically, I advised you that the "revolving door" provisions of the Political Reform Act (Government Code Sections 87400 et seq.) do not prevent you from contracting with state agencies after you leave state service, whether or not the contract would involve matters on which you worked as a state employee. I also informed you that I was unable to provide advice concerning other provisions of law, such as Public Contract Code Section 10411, which may affect your ability to enter into these contracts.

Sincerely,

A handwritten signature in cursive script that reads "Kathryn E. Donovan".

Kathryn E. Donovan  
General Counsel



# CALIFORNIA HOUSING FINANCE AGENCY

KARNEY HODGE  
Director

SEBASTIANO STERPA  
Chairman

June 27, 1989

Ms. Kathy Donovan, General Counsel  
Fair Political Practices Commission  
428 J Street  
Sacramento, CA 95814

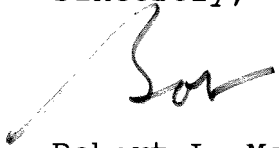
Dear Kathy:

This letter requests confirmation of your telephone advice today relative to the "revolving door" provisions of the Political Reform Act.

My question arises in the context of leaving my position as an employee of the California Housing Finance Agency, a political subdivision of the State of California. Three state agencies, two of which I was not an employee, have expressed interest in obtaining my services subsequently under contract for work which may or may not relate to matters on which I worked while an employee. It is my understanding from talking with you that the Political Reform Act's "revolving door" provisions, specifically at Sections 87401 and 87402 of the Government Code, do not preclude such contract employment even as to matters upon which I worked as an employee in that those provisions specifically except subsequent counsel to the State of California. Moreover, the nature of services to be rendered would not involve any judicial or quasi-judicial proceedings, and they would be performed in furtherance of work done as an employee, not in an adversarial relationship to the State.

Please confirm this telephone advice with any clarifications or qualifications you deem necessary at your earliest convenience.

Sincerely,

  
Robert L. McWhirk  
General Counsel



# California Fair Political Practices Commission

July 6, 1989

Robert L. McWhirk  
659 First Street  
Woodland, CA 95695

Re: Letter No. 89-392

Dear Mr. McWhirk:

We received your letter requesting confirmation of advice under the Political Reform Act on June 30, 1989. If you have any questions, you may contact me directly at (916) 322-5901.

If the letter is appropriate for confirmation without further analysis, we will attempt to expedite our response. A confirming response will be released after it has gone through our approval process. If the letter is not appropriate for this treatment, the staff person assigned to prepare the response will contact you shortly to advise you. In such cases, the normal analysis, review and approval process will be followed.

You should be aware that your letter and our response are public records which may be disclosed to any interested person upon receipt of a proper request for disclosure.

Sincerely,

A handwritten signature in cursive script that reads "Kathryn E. Donovan".

Kathryn E. Donovan  
General Counsel

KED:plh:confadv1